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Intellectual Property Administration P. O. Box 272400 Fort Collins, Colorado 80527-2400

ATTORNEY DOCKET NO. 10012822 -1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):

Robert G. Gann

Confirmation No.: 3197

Application No.: 09/845852

Examiner: Sohn, Seung C

Filing Date:

Apr 30, 2001

Group Art Unit: 2878

Title:

Detecting A Defect In An Image In An Image Scanner (as Amended)

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450 RECEIVED
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES JAN 1 9 2005

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the
examiner dated, 10/19/2004 , rejecting the following claims 1-3 and 10-12
The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$500,00.
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(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

()	(a)	Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d the total number of months checked below:				(a)-(d) for	
			()	one month	\$120.00			
			()	two months	\$450.00			
			()	three months	\$1020.00			
			()	four months	\$1590.00			

- () The extension fee has already been filed in this application.
- (X) (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$500.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

()	I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450. Date of Deposit:					
	OR					
(X)	I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (703) 872-9308 onlan. 19, 2005					
	Number of pages: 16					

Typed Name: Donna M Kraft

Signature:_

Respectfully submitted,

Robert G. Gann

Augustus W Winfield

Attorney/Agent for Applicant(s)

Reg. No. 34,046

Date: Jan. 19, 2005

Telephone No.: 970 898 3142

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Fort Collins, Colorado 80527-2400

Robert G. Gann

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Confirmation No.: 3197

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d€ fir C	nereby certify that this correspondence is being sposited with the United States Poetal Service as states mail in an envelope addressed to: ommissioner for Patents, Alexandria, VA 2313-1450. Date of Deposit:	Respectfully submitted, Robert G. Gann	
10	OR hereby certify that this paper is being transmitted the Patent and Trademark Office facsimile umber (703) 872-9306 on Jan. 19, 2005	By Augustus W Winfield	·
N	lumber of pages: 16	Attorney/Agent for Application Reg. No. 34,046	nt(s)
Т	yped Name: Donna M Kraft	Date: Jan. 19, 2005	
S	Signature: Nona 47 Knout		